

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF CALIFORNIA

MELVIN JONES, JR.,	)	No. CV-F-05-148 OWW/DLB
	)	
	)	ORDER DENYING PLAINTIFF'S
Plaintiff,	)	MOTION TO TRANSFER NO. CV-F-
	)	08-318 TO DOCKET OF JUDGE
vs.	)	WANGER AS MOOT (Doc. 416)
	)	
JOHN HOLLENBACK,	)	
	)	
Defendant.	)	
	)	
	)	

On March 14, 2008, Plaintiff filed a motion to reassign *Jones v. Wainwright*, No. CV-F-08-318, from the docket of Judge Ishii to the docket of Judge Wanger.

This motion is DENIED as moot. By Order filed on March 13, 2008 in No. CV-F-08-318, *Jones v. Wainwright* was related to this action and transferred from Judge Ishii to Judge Wanger.

Plaintiff further advises that "on 4/28/08 - (see Jones Request for transcripts in #05-148) - Jones will renew his pauper declaration, as to lack of funds, and job ... so that in transferred case #08-318, Jones will be allowed to proceed IFP."

1 By Order filed on March 10, 2008 in No. CV-F-08-318 (Doc.  
2 2), Plaintiff was ordered to submit an IFP application, along  
3 with all necessary documentation, or to pay the filing fee,  
4 within 30 days of service of the Order and was advised that  
5 failure to comply will result in a recommendation of dismissal of  
6 the action. Compliance with this Order by Plaintiff is due by  
7 April 14, 2008. Plaintiff must timely comply with this Order in  
8 No. CV-F-08-318. No. CV-F-09-318 has only been related to this  
9 action; it has not been consolidated. No. CV-F-08-318 is an  
10 entirely separate action from No. CV-F-05-148.

11 Plaintiff further requests that the Court "inquire of the  
12 parties as to their intent/willingness to settle case(s) #08-318  
13 and #05-148 (possibly as well)." If Plaintiff is interested in  
14 settlement of any outstanding issues in these cases, he can  
15 contact counsel for the opposing party.

16 IT IS SO ORDERED.

17 Dated: March 21, 2008

/s/ Oliver W. Wanger  
UNITED STATES DISTRICT JUDGE